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PTO/SB/92 (09-04)

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Application No. (if known): 10/566944

Attorney Docket No.: 12810-00193-US

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Information Disclosure Statement (2 pages)  
IDS (Citation) by Applicant PTO/SB/08 (3 pages)  
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Receipt date: 03/15/2006

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Docket No.: 12810-00193-US  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Thorsten Zank et al.

Application No.: 10/566944

Confirmation No.: N/A

Filed: February 1, 2006

Art Unit: N/A

For: METHOD FOR THE PRODUCTION OF  
MULTIPLE-UNSATURATED FATTY  
ACIDS IN TRANSGENIC ORGANISMS

Examiner: Not Yet Assigned

**INFORMATION DISCLOSURE STATEMENT (IDS)**

MS PCT  
Commissioner for Patents  
P.O. Box 1450  
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Dear Sir:

Pursuant to 37 CFR 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached PTO/SB/08. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

This Information Disclosure Statement is filed within three months of the U.S. filing date (37 CFR 1.97(b)(1)).

Of the documents listed on the attached SB/08 include the documents cited in the International Search Report and International Preliminary Examination Report during the prosecution of international application no. PCT/EP2004/007957, which corresponds to the above referenced application, and in accordance with 37 CFR 1.97(b)(3), Applicants hereby submit these documents for the Examiner's consideration. A copy of each reference on the PTO/SB/08 required under 37 CFR 1.98(a)(2) are enclosed.

Application No.: 10/566944

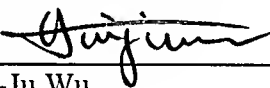
Docket No.: 12810-00193-US

This statement is not to be interpreted as a representation that the cited documents are material, that a search has been conducted, or that no other relevant information exists. Nor shall the citation of any document herein be construed *per se* as a representation that such document is prior art. Moreover, Applicants understand the Examiner will make an independent evaluation of the cited documents.

This Information Disclosure Statement is filed within three months of the U.S. filing date. Accordingly, Applicants believe no fee is due with this response. However, if a fee is due, the Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 03-2775, under Order No. 12810-00193-US from which the undersigned is authorized to draw.

Dated: March 9, 2006

Respectfully submitted,

By   
Hui-Ju Wu

Registration No.: 57,209  
CONNOLLY BOVE LODGE & HUTZ LLP  
1007 North Orange Street  
P.O. Box 2207  
Wilmington, Delaware 19899  
(302) 658-9141  
(302) 658-5614 (Fax)  
Attorney for Applicants

#451629

Receipt date: 03/15/2006

PTO/SB/08a/b (07-05)

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Substitute for form 1449A/B/PTO  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  <i>(Use as many sheets as necessary)</i>				<b>Complete if Known</b>	
				Application Number	10/566944
				Filing Date	February 1, 2006
				First Named Inventor	Thorsten Zank
				Art Unit	N/A
				Examiner Name	Not Yet Assigned
				Attorney Docket Number	12810-00193-US
Sheet	1	of	3		

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup> (if known)			
/E.M./	AA*	US-5,614,393	03-25-1997	Thomas T. L. et al.	
W	AB*	US-6,043,411	03-28-2000	Nishizawa et al.	
	AC*	US-2004/0111763	06-10-2004	Heinz et al.	

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)				
/E.M./	BA	WO-91/13972	09-19-1991	Calgene, Inc.		
	BB	WO-93/11245	06-10-1993	E.I. DuPont De Nemours and Co.		
	BC	WO-94/11516	05-26-1994	E.I. DuPont De Nemours and Co.		
	BD	WO-94/18337	08-18-1994	Monsanto Company & Michigan State University		
	BE	WO-97/30582	08-28-1997	Carnegie Institution Of Washington & Monsanto Co., Inc.		
	BF	WO-97/21340	06-19-1997	Cargill, Inc.		
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	BH	WO-96/21022	07-11-1996	Rhone-Poulenc Agrochimie		
	BI	WO-00/21557	04-20-2000	Merck & Co., Inc.		
	BJ	WO-99/27111	06-03-1999	University of Bristol		
	BK	WO-98/46763	10-22-1998	Calgene LLC & Abbott Laboratories		
	BL	WO-98/46764	10-22-1998	Calgene LLC & Abbott Laboratories		
	BM	WO-98/46765	10-22-1998	Calgene LLC & Abbott Laboratories		
	BN	WO-99/64616	12-16-1999	Abbott Laboratories		
	BO	WO-98/46776	10-22-1998	Calgene LLC		
	BP	WO-02/077213	10-03-2002	University of Bristol		
	BQ	WO-00/12720	03-09-2000	Abbott Laboratories		
	BR	WO-02/08401	01-31-2002	Abbott Laboratories		
	BS	WO-02/44320	06-06-2002	Xenon Genetics Inc.		
	BT	WO-95/18222	07-06-1995	Kirin Beer Kabushiki Kaisha	See US 6,043,411	
	BU	WO-01/59128	08-16-2001	BASF Aktiengesellschaft	See US 2004- 0111763	
	BV	CA-2485060	11-13-2003	BASF Plant Science GMBH		
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	BX	EP-0794250	09-10-1997	Soremartec S.A. & Ferrero S.p.A.		
	BY	DE-10219203	11-13-2003	BASF Plant Science GmbH	See CA2485060	

Examiner Signature	/Elizabeth McElwain/	Date Considered	06/12/2009
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				Examiner Name	Not Yet Assigned
Sheet	2	of	3	Attorney Docket Number	12810-00193-US

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. \* CITE NO.: Those application(s) which are marked with an single asterisk (\*) next to the Cite No. are not supplied (under 37 CFR 1.98(a)(2)(iii)) because that application was filed after June 30, 2003 or is available in the IFW. <sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

NON PATENT LITERATURE DOCUMENTS				
Examiner Initials	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>	
/E.M./	CA	Poulos, A. "Very Long Chain Fatty Acids in Higher Animals - A Review", Lipids, 1995, Vol. 30, No. 1, pp. 1-14.		
	CB	Horrocks, L. A., et al., "Health Benefits of Docosahexaenoic Acid (DHA)." Pharmacological Research, 1999, Vol. 40, No. 3, pp. 211-225.		
	CC	Stukey, J. E., et al. "The <i>OLE1</i> Gene of <i>Saccharomyces cerevisiae</i> Encodes the $\Delta 9$ Fatty Acid Desaturase and Can be Functionally Replaced by the Rat Stearoyl-CoA Desaturase Gene." The Journal of Biological Chemistry, 1990, Vol. 265, No. 33, pp. 20144-20149.		
	CD	Wada, H., et al. "Enhancement of Chilling Tolerance of a Cyanobacterium by Genetic Manipulation of Fatty Acid Desaturation". Nature, 1990, Vol. 347, pp. 200-203.		
	CE	McKeon T., et al. "Stearoyl-Acyl Carrier Protein Desaturase from Safflower Seeds", from Methods in Enzymology, Lowenstein J. M. ed., 1981, Vol. 71(C), Lipids, pp. 275-281, Academic Press.		
	CF	Wang, X. M., et al. "Synthesis and Regulation of Linolenic Acid in Higher Plants", Plant Physiol. Biochem., 1988, Vol. 26, No. 6, pp. 777-792.		
	CG	Vazhappilly, R., et al., "Heterotrophic Production Potential of Omega-3 Polyunsaturated Fatty Acids by Microalgae and Algae-like Microorganisms", Botanica Marina, 1998, Vol. 41, pp. 553-558.		
	CH	Totani, N., et al. "The Filamentous Fungus <i>Mortierella alpina</i> , High in Arachidonic Acid." Lipids, 1987, Vol. 22, No. 12, pp. 1060-1062.		
	CI	Akimoto, M., et al. "Carbon Dioxide Fixation and Polyunsaturated Fatty Acid Production by the Red Alga <i>Porphyridium cruentum</i> ", Applied Biochemistry and Biotechnology, 1998, Vol. 73, pp. 269-278.		
	CJ	Takeyama, H., et al. "Expression of the Eicosapentaenoic Acid Synthesis Gene Cluster from <i>Shewanella</i> sp. in a Transgenic Marine Cyanobacterium, <i>Synechococcus</i> sp.", Microbiology, 1997, Vol. 143, pp. 2725-2731.		
	CK	Zank, T. K., et al. "Cloning and Functional Characterisation of an Enzyme Involved in the Elongation of $\Delta 6$ -polyunsaturated Fatty Acids from the Moss <i>Physcomitrella patens</i> ", The Plant Journal, 2002, Vol. 31, No. 3, pp. 255-268.		
	CL	Sakuradani, E., et al. " $\Delta 6$ -Fatty Acid Desaturase from an Arachidonic Acid-Producing <i>Mortierella</i> Fungus - Gene Cloning and its Heterologous Expression in a Fungus, <i>Aspergillus</i> ", Gene, 1999, Vol. 238, pp. 445-453.		
	CM	Sprecher, H. "Metabolism of Highly Unsaturated n-3 and n-6 Fatty Acids", Biochimica et Biophysica Acta, 2000, Vol. 1486, pp. 219-231.		
	CN	Tocher, D. R., et al., "Recent Advances in the Biochemistry and Molecular Biology of Fatty Acyl Desaturases", Prog. Lipid Res., 1998, Vol. 37, No. 2/3, pp. 73-117.		
	CO	Domergue, F., et al. "Cloning and Functional Characterization of <i>Phaeodactylum tricornutum</i> Front-End Desaturases Involved in Eicosapentaenoic Acid Biosynthesis", Eur. J. Biochem., 2002, Vol. 269, pp. 4105-4113.		
	CP	Shimokawa, H., "Beneficial Effects of Eicosapentaenoic Acid on Endothelial Vasodilator		

Examiner Signature	/Elizabeth McElwain/	Date Considered	06/12/2009
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				First Named Inventor	Thorsten Zank
				Art Unit	N/A
				Examiner Name	Not Yet Assigned
Sheet	3	of	3	Attorney Docket Number	12810-00193-US

/E.M./		Functions in Animals and Humans", World Rev. Nutr. Diet., 2001, Vol. 88, pp. 100-108.	
	CQ	Calder, P. C., "Dietary Modification of Inflammation with Lipids", Proceedings of the Nutrition Society, 2002, Vol. 61, pp. 345-358.	
	CR	Cleland, L. G., et al., "Fish Oil and Rheumatoid Arthritis: Antiinflammatory and Collateral Health Benefits", The Journal of Rheumatology, 2000, Vol. 27, pp. 2305-2307.	
	CS	Pereira, S. L. et al., "A Novel $\omega$ 3-Fatty Acid Desaturase Involved in the Biosynthesis of Eicosapentaenoic Acid", Biochem. J., 2004, Vol. 378, pp. 665-671.	
	CT	Millar, A. A., et al., "CUT1, An Arabidopsis Gene Required for Cuticular Wax Biosynthesis and Pollen Fertility, Encodes a Very-Long-Chain Fatty Acid Condensing Enzyme", The Plant Cell, 1999, Vol. 11, pp. 825-838.	
	CU	Tvrdek, P., et al., "Role of a New Mammalian Gene Family in the Biosynthesis of Very Long Chain Fatty Acids and Sphingolipids", The Journal of Cell Biology, 2000, Vol. 149, pp. 707-717.	
	CV	Drexler, H., et al. "Metabolic Engineering of Fatty Acids for Breeding of New Oilseed Crops: Strategies, Problems and First Results", Journal of Plant Physiology, 2003, Vol. 160, pp. 779-802.	
	CW	Beaudoin, F., et al., "Heterologous Reconstitution in Yeast of the Polyunsaturated Fatty Acid Biosynthetic Pathway", Proc. Natl. Acad. Sci. U. S. A., 2000, Vol. 97, No. 12, pp. 6421-6426.	
	CX	Meyer, A., et al., "Novel Fatty Acid Elongases and Their Use for the Reconstitution of Docosahexaenoic Acid Biosynthesis", Journal of Lipid Research, 2004, Vol. 45, pp. 1899-1909.	
	CY	Yu, R., et al., "Production of Eicosapentaenoic Acid by a Recombinant Marine Cyanobacterium, <i>Synechococcus</i> sp.", Lipids, 2000, Vol. 35, No. 10, pp. 1061-1064.	
	CZ	Huang, Y-S., et al. "Cloning of $\Delta$ 12- and $\Delta$ 6-Desaturases from <i>Mortierella alpina</i> and Recombinant Production of $\gamma$ -Linolenic Acid in <i>Saccharomyces cerevisiae</i> ", Lipids, 1999, Vol. 34, No. 7, pp. 649-659.	
	CA1	Millar, A. A., et al. "Very-Long-Chain Fatty Acid Biosynthesis is Controlled Through the Expression and Specificity of the Condensing Enzyme", The Plant Journal, 1997, Vol. 12, No. 1, pp. 121-131.	
	CB1	Zank, T. K., et al., "Cloning and Functional Expression of the First Plant Fatty Acid Elongase Specific for $\Delta$ 6-polyunsaturated Fatty Acids", Biochemical Society Transactions, 2000, Vol. 28, part 6, pp. 654-658.	

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>Applicant is to place a check mark here if English language Translation is attached.

Examiner Signature	/Elizabeth McElwain/	Date Considered	06/12/2009
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